## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

ZAZZALI, FAGELLA, NOWAK KLEINBAUM & FRIEDMAN ONE RIVERFRONT PLAZA NEWARK, NEW JERSEY 07102-5410 (973) 623-1822 GMM 9453 Attorneys for Petitioners

LABORERS' LOCAL UNION NOS. 472 & 172 and LABORERS' LOCAL UNION NOS. 472 & 172 WELFARE AND PENSION FUNDS AND SAFETY, EDUCATION AND TRAINING FUNDS; ZAZZALI, FAGELLA & NOWAK, KLEINBAUM & FRIEDMAN, P.A.,

HON. HAROLD A. ACKERMAN CIVIL ACTION NO.: 05-3219

Petitioners,

v.

TOMAE CONSTRUCTION, CORP., KEY CONTRACTING, LLC., APPLE CORING & SAWING, LLC., ED WEAN DRILLING AND BLASTING, P. BARRETO, INC., FIELDSTONE CONTRACTING, LLC., CROSSROAD CONSTRUCTION, CORP., and FONDACARO FENCING.

Respondents.

<u>ORDER</u>

The above application for special appointment to serve process is GRANTED.

IT IS FURTHER ORDERED that proof of such service shall be made by affidavit in accordance with Federal Rule of Civil Procedure 4(G) filed with the Clerk together with the original process.

ZAZZALI,
FAGELLA, NOWAK,
KLEINBAUM
& FRIEDMAN
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

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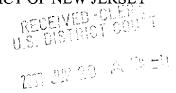
IT IS FURTHER ORDERED that entry hereof implies no ruling of the validity of such service.

Dated: 6/20/07 CLERK Sanders

ZAZZALI, KLEINBAUM & FRIEDMAN ATTORNEYS AT LAW

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HON. HAROLD A. ACKERMAN CIVIL ACTION NO.: 05-3219

MOTION FOR SPECIAL APPOINTMENT TO SERVE

**PROCESS** 

Petitioners,

v.

TOMAE CONSTRUCTION, CORP., KEY CONTRACTING, LLC., APPLE CORING & SAWING, LLC., ED WEAN DRILLING AND BLASTING, P. BARRETO, INC., FIELDSTONE CONTRACTING, LLC., CROSSROAD CONSTRUCTION, CORP., and FONDACARO FENCING.

Respondents.

MOTION FOR SPECIAL APPOINTMENT TO SERVE PROCESS (General Rule 9C and FR Civ. P. 4(c))

Application is hereby made for an Order appointing Genevieve M. Murphy-Bradacs or her designee to serve the Writ of Execution in this action and it is represented that:

- 1. The person named is competent and is at least 19 years old.
- 2. The person named will not be a party to this action.
- 3. Substantial time and expense will be saved by not using the United States Marshall or his deputy for this purpose.

Dated:

June 18, 2007

FAGELLA, NOWAK,
KLEINBAUM
& FRIEDMAN
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

ZAZZALI,

Genevieve M. Murphy-Bradies